IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8406 OF 2005.

Bharati Niwas Co-operative
Housing Society Ltd. ... Petitioner.

V/s.

Shri Pandurang Gopal Dongre
and another. ... Respondents.

A.V.Anturkar for the petitioner.

G.S.Godbole for the respondents.

CORAM: V.C.DAGA, J.

DATED: 7th March 2006.

P.C.:

. Heard learned counsel for the parties.

2. Both parties agree that the cause of action to seek interim relief does not survive in view of the subsequent developments. The petition, thus, does not survive for want of cause of action. They, however, pray for expeditious disposal of the dispute.

3. Considering the issues involved, the Co-operative Court No.1, Pune is directed to try and dispose of the dispute as expeditiously as possible, at any rate, within one year from the date of receipt of copy of this order.

4. Needless to mention that all the rival contentions are kept open and dispute shall be decided without getting influenced by the impugned orders dated 17th November, 2000 and 9th September, 2005 .

4. The petition stands disposed of in terms of this order with no order as to costs.

(V.C.DAGA, J.)